

EXECUTIVE SEC TARIAT
ROUTING SLIP

Memo from

TO:

		ACTION	INFO	DATE	INITIAL
1	DCI		X		
2	DDCI		X		
3	EXDIR				
4	D/ICS				
5	DDI				
6	DDA				
7	DDO				
8	DDS&T				
9	Chm/NIC				
10	GC				
11	IG				
12	Compt				
13	D/OLL	X			
14	D/PAO				
15	D/PERS				
16	VC/NIC				
17	D/Exec Staff		X		
18	ES		X		
19					
20					
21					
22					

SUSPENSE 24 Oct 86
Date

STAT

STAT

Remarks

To 13: For Response to DCI, please.

Executive Secretary
22 OCT 86

Date

The Director of Central Intelligence

Washington, D.C. 20505

Executive Registry

86- 0658/4

22 October 1986

MEMORANDUM FOR: D/Congressional Affairs

FROM: DCI

SUBJECT: SSCI Letter to the
Vice President re
Task Force on
Combatting Terrorism

Dave:

My instinct is that I should make
some response to this. What do you
think?



William J. Casey

Attachment:
ER 86-0658x/3

DAY
PATRICK J. LEAHY VERMONT VICE CHAIRMAN
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WILLIAM S. COHEN MAINE
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United States Senate

SELECT COMMITTEE ON INTELLIGENCE
WASHINGTON, DC 20510

Executive Registry
0658x/3

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#86- 3685

October 9, 1986

The Honorable George Bush
Vice President of the United States
The White House
Washington, D.C. 20500

Dear Mr. Vice President:

As you may recall, the Select Committee on Intelligence worked closely through the staff with your Task Force on Combatting Terrorism. When the Task Force issued its report, the Committee commended its work and emphasized the success of the cooperation that had been achieved not only among government agencies but also between the Executive and Legislative branches.

The Task Force on Combatting Terrorism specifically recommended informal discussions between the two branches on the range of potential responses to terrorism. In this spirit, our Committee has attempted to arrange a series of consultations on what notification requirements would apply in various likely scenarios of response to terrorist incidents abroad.

It is unfortunate that we must report that these consultations have been unsatisfactory thus far. Full cooperation of Executive branch representatives has not been obtained despite repeated efforts. Numerous difficulties have been raised concerning whether Administration representatives would be permitted to discuss certain matters, and under what circumstances.

State Department representatives, particularly Judge Sofaer, have tried to be helpful but have proved unable to supply meaningful responses to issues raised by the Committee

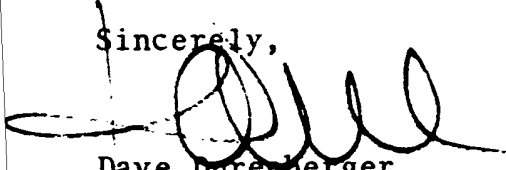
The Honorable George Bush
October 9, 1986
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related to the War Powers Resolution. In fact, the Department has taken the general position that the Resolution was not intended by Congress to cover deployment of counter-terrorist units. Similarly, the CIA has provided only general comments, which the Committee will pursue separately, based on the intelligence oversight laws.

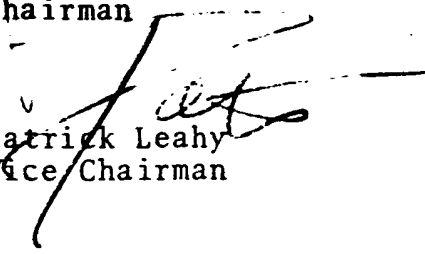
This Committee has indicated an interest in seeing to it that notification and reporting arrangements are made under the War Powers Resolution, the Intelligence Oversight Act, and other authority which are conducive to effective and secure responses to terrorist incidents. On the other hand, both of us have indicated that further legislation could be required in this area if sufficient understandings are not reached with the Executive branch on the scope of existing reporting requirements.

We are sorry that our effort at informal consultation has proved so unavailing. Perhaps it will be necessary in the next Congress to re-examine the need for new legislation to fill the obvious gaps in the current military and intelligence notification provisions. Only through appropriate notification and reporting can the Congress exercise its Constitutional responsibilities in the crucial area of operational responses to international terrorism.

Sincerely,



Dave Durenberger
Chairman



Patrick Leahy
Vice Chairman

Honorable George P. Shultz
Honorable William J. Casey
Admiral John Poindexter

STAT